

FREEDOM COURT REPORTING

1 IN THE UNITED STATES DISTRICT COURT FOR
2 THE MIDDLE DISTRICT OF ALABAMA
3 NORTHERN DIVISION
4

5 CASE NUMBER: 2:06-CV-205-WHA-CSC

6 BORRAH E. CAMPBELL, II,

7 Plaintiff,

COPY

8 VS.

9 UNITED PARCEL SERVICE, INC.,

10 Defendant.
11

12 S T I P U L A T I O N

13 IT IS STIPULATED AND AGREED by
14 and between the parties through their
15 respective counsel, that the deposition of
16 BORRAH E. CAMPBELL, II, may be taken
17 before RENA' MESSICK LANIER, Court
18 Reporter and Notary Public for the State
19 of Alabama at Large, at the Holiday Inn
20 Express Hotel & Suites at 4273 Troy
21 Highway, Montgomery, Alabama 36116, on
22 the 26th day of June, 2006.

23 IT IS FURTHER STIPULATED AND

FREEDOM COURT REPORTING

1 AGREED that the signature to and the
2 reading of the deposition by the witness
3 is waived, the deposition to have the same
4 force and effect as if full compliance had
5 been had with all laws and rules of Court
6 relating to the taking of depositions.

7 IT IS FURTHER STIPULATED AND
8 AGREED that it shall not be necessary for
9 any objections to be made by counsel to
10 any questions except as to form or leading
11 questions, and that counsel for the
12 parties may make objections and assign
13 grounds at the time of the trial, or at
14 the time said deposition is offered in
15 evidence, or prior thereto.

16 IT IS FURTHER STIPULATED AND
17 AGREED that the notice of filing of the
18 deposition by the Commissioner is waived.
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FREEDOM COURT REPORTING

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I N D E X

<u>EXAMINATION BY:</u>	<u>PAGE</u>
MR. TUCKER	5
<u>EXHIBITS</u>	<u>MARKED</u>
DEX 1 Amended Notice of Deposition	5

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6 BORRAH E. CAMPBELL, II,

7 Plaintiff,

8 VS.

9 UNITED PARCEL SERVICE, INC.,

10 Defendant.
11

12 BEFORE:

13 RENA' M. LANIER, Commissioner
14

15 APPEARANCES:

16 ALSTON & BIRD, LLP, by JEREMY
17 TUCKER and LESLIE DE LARA LUCK, One
18 Atlantic Center, 1201 West Peachtreect
19 Street, Atlanta, Georgia 30309-3424,
20 appearing for the Defendant United Parcel
21 Service, Inc.
22
23

FREEDOM COURT REPORTING

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1 I, RENA' MESSICK LANIER, a Court
2 Reporter of Elmore County, Alabama, acting
3 as Commissioner, certify that on this
4 date, as provided by the Federal Rules of
5 Civil Procedure and the foregoing
6 stipulation of counsel, there came before
7 me at the Holiday Inn Hotel & Suites 4273
8 Troy Highway, Montgomery, Alabama 36116,
9 beginning at 10:18 a.m., CST, whereupon
10 the following proceedings were had:

11 (Whereupon, Defendants' Exhibit No.
12 1 was marked for identification purposes
13 by Mr. Tucker.)

14 MR. TUCKER: This is Jeremy
15 Tucker on behalf of the Defendant, United
16 Parcel Service.

17 We are here in Montgomery,
18 Alabama on Monday, June 26th. It is 10:18
19 central standard time local time. We are
20 here pursuant to the Amended Notice of
21 Deposition of the Plaintiff Borrah E.
22 Campbell, II.

23 We served the Amended Notice

FREEDOM COURT REPORTING

1 of Deposition on Mr. Campbell on June the
2 14th, 2006. We are here for the
3 deposition.

4 Mr. Campbell has failed to
5 appear. I called Mr. Campbell at 10 a.m.
6 local time this morning at his home
7 telephone number. Left a message on his
8 answering machine telling him we are here
9 for the deposition. No response. And he
10 has failed to appear.

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FREEDOM COURT REPORTING

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REPORTER'S CERTIFICATE

STATE OF ALABAMA:

MONTGOMERY COUNTY:

I, Rena' Messick Lanier, Court
Reporter and Commissioner for the State of
Alabama at Large, do hereby certify that
the above and foregoing transcript of the
proceedings in the matter of:

BORRAH E. CAMPBELL, II,

Plaintiff,

VS

UNITED PARCEL SERVICE, INC.,

Defendant,

CASE NUMBER:

2:06-CV-205-WHA-CSC

was reported by me on the 26th day of
June, 2006.

I further certify that the
foregoing six computer-printed pages
contain a true and correct transcript of
the proceedings held in this matter.

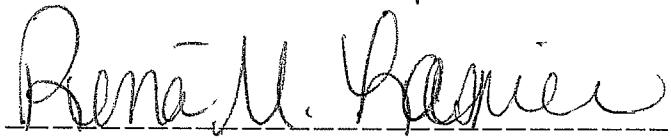
I further certify that I am
neither of kin nor of counsel to the

FREEDOM COURT REPORTING

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1 parties to said cause, nor in any manner
2 interested in the results thereof.

3 This the 26th day of June, 2006.

4 
5

6 Rena' M. Lanier, Court
7 Reporter and Commissioner
8 for the State of Alabama
9 at Large

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

BORRAH E. CAMPBELL II,

Plaintiff

v.

UNITED PARCEL SERVICE, INC.,

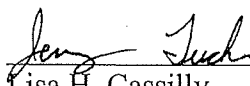
Defendant.

CIVIL ACTION NO.
2:06-CV-205-WHA-CSC

**DEFENDANT'S AMENDED NOTICE OF DEPOSITION OF PLAINTIFF BORRAH E.
CAMPBELL II**

You are hereby notified that, pursuant to Federal Rules of Civil Procedure 26 and 30, Defendant United Parcel Service, Inc. ("UPS"), by and through its counsel, will proceed to take the deposition upon oral examination of Plaintiff Borrah E. Campbell II in the above referenced action at 9:30 a.m. (CST) on Monday, June 26, 2006 in the board room at the Holiday Inn Express Hotel & Suites, 4273 Troy Highway, Montgomery, Alabama, 36116. The examination will continue until complete. The examination shall be taken before an officer duly authorized to administer oaths and shall be recorded by videotape and/or stenographic and/or non-stenographic means.

Served this 14TH day of June 2006.



Lisa H. Cassilly
Georgia Bar No. 116030
Jeremy D. Tucker (TUC037)
Georgia Bar No. 142484
ALSTON & BIRD LLP
1201 West Peachtree Street
Atlanta, Georgia 30309-3424
Office: 404-881-7000
Fax: 404-881-7777

**DEFENDANT'S
EXHIBIT**

CAMPBELL I

William J. Baxley (BAX001)
Donald R. James, Jr. (JAM016)
BAXLEY, DILLARD, DAUPHIN
McKNIGHT, & BARCLIFT
2008 3rd Avenue South
Birmingham, Alabama 35233
Tel. No.: (205) 939-0995
Fax No.: (205) 271-1108

**Attorneys for Defendant
United Parcel Service, Inc.**

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

BORRAH E. CAMPBELL II,)	
)	
Plaintiff)	
)	
v.)	CIVIL ACTION NO.
)	2:06-CV-205-WHA-CSC
)	
UNITED PARCEL SERVICE, INC.,)	
)	
Defendant.)	
_____)	

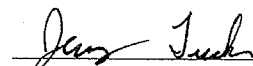
CERTIFICATE OF SERVICE

This is to certify that I have this date served a copy of the within and foregoing
**DEFENDANT'S AMENDED NOTICE OF DEPOSITION OF PLAINTIFF BORRAH E.
CAMPBELL II** by UPS Next-Day Delivery, with adequate postage affixed thereon, addressed
as follows:

Borrah E. Campbell II
38 Fairlane Drive
Montgomery, AL 36106

Plaintiff *pro se*

This 14TH day of June 2006.



Jeremy D. Tucker